

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

RICHARD A. KIRKHAM, ) Case No. C05-2131-MJP-JPD  
Plaintiff, )  
v. )  
DELLA DOE et al., ) ORDER GRANTING PLAINTIFF'S  
Defendants. ) MOTION FOR EXTENSION OF  
 ) TIME  
)  
)

Plaintiff is proceeding pro se and in forma pauperis in this 42 U.S.C. § 1983 civil rights action. This matter comes before the Court on plaintiff's motion for extension of time to conduct discovery and retain counsel. Dkt. No. 18. Defendants have responded and do not oppose the motion. Dkt. No. 20. Defendants do, however, object to the length of the extension and the scope of the discovery. *Id.* Having carefully reviewed the parties' papers and balance of the record, the Court ORDERS as follows:

## A. Discovery.

Plaintiff's motion for extension of time (Dkt. No. 18) is GRANTED. Plaintiff has shown that he has diligently attempted to discover medical records relevant to his case.

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Additionally, plaintiff has shown that incarceration and facility transfers have limited his access to legal resources. Hence, plaintiff has shown good cause to amend the pretrial schedule. A 120-day extension of time, however, is excessive. Plaintiff shall have until September 22, 2006, to complete the discovery of his medical records. No other discovery shall be permitted without a showing of good cause.

## B. Dispositive Motions.

The dispositive motion deadline in this case is STRICKEN. Dispositive motions shall be due **no later than September 29, 2006.**

### C. Obtaining Counsel.

Plaintiff has also indicated that he is attempting to retain counsel. Dkt. No. 18. Plaintiff is directed to advise the Court as soon as practicable if he retains counsel.

D. Clerk's Instructions.

The Clerk is directed to send a copy of this Order to the parties and to the Honorable Marsha J. Pechman.

DATED this 21st day of June, 2006.

*James P. Donohue*  
JAMES P. DONOHUE  
United States Magistrate Judge